IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

GIANT EAGLE, INC. and HBC SERVICE)
COMPANY,) 2:19-cv-00904-RJC
Plaintiffs,)
vs.	Judge Robert J. Colville)
AMERICAN GUARANTEE AND LIABILITY INSURANCE COMPANY and XL SPECIALTY INSURANCE COMPANY,)))
Defendants.)))
AMERICAN GUARANTEE AND LIABILITY INSURANCE COMPANY,)))
Third-Party Plaintiff,))
VS.)
OLD REPUBLIC INSURANCE COMPANY,))
Third-Party Defendant.)))
XL SPECIALTY INSURANCE COMPANY,)))
Third-Party Plaintiff,)
VS.))
OLD REPUBLIC INSURANCE COMPANY,))
Third-Party Defendant.	<i>)</i>)

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ORDER OF COURT

AND NOW, this 3rd day of January, 2022, upon consideration of the Motion to Certify

Interlocutory Appeal (ECF No. 188) and the Motion for Leave to File Second Amended Complaint

(ECF No. 186) filed by Plaintiffs Giant Eagle, Inc. and HBC Service Company, and for the reasons

set forth in this Court's Memorandum Opinion of the same date, it is hereby ORDERED that the

Motion to Certify Interlocutory Appeal is denied. It is hereby further ORDERED that the Motion

for Leave to File Second Amended Complaint is denied.

It is hereby further ORDERED that the parties shall confer respecting the procedural

posture of this matter following the issuance of this Court's Memorandum Opinion and Order,

including whether the case is prepared to proceed to discovery or whether any further motion

practice is anticipated. The parties are further directed to submit a joint status report within thirty

(30) days advising the Court as to each party's position respecting the same.

BY THE COURT:

s/Robert J. Colville

Robert J. Colville

United States District Judge

cc/ecf: All counsel of record